

HOUSE BILL No. 4438

March 8, 2001, Introduced by Rep. Stallworth and referred to the Committee on Criminal Justice.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 266 (MCL 750.266).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 266. (1) ~~Forgery and selling, etc., of forged rail-~~
2 ~~road passenger tickets--Any~~ A person ~~who~~ shall ~~falsely~~ NOT
3 DO EITHER OF THE FOLLOWING, WITH INTENT TO INJURE OR DEFRAUD
4 ANOTHER PERSON:

5 (A) FALSELY make, forge, or counterfeit ~~any~~ A railroad
6 passenger ticket ~~,~~ purporting to be made or issued by ~~any~~ A
7 railroad company or companies doing business within or ~~without~~
8 OUTSIDE OF this state ~~,~~ ~~with intent to injure or defraud,~~ or
9 ~~who shall with like intent,~~ alter any railroad passenger ticket
10 made or issued by ~~any~~ such railroad company or companies. ~~,~~
11 ~~shall be guilty of a felony.~~

1 (B) FALSELY MAKE, FORGE, OR COUNTERFEIT A BUS PASSENGER
2 TICKET PURPORTING TO BE MADE OR ISSUED BY A LOCAL UNIT OF GOVERN-
3 MENT OR A LOCAL MUNICIPAL AUTHORITY IN THIS STATE OR ALTER A BUS
4 PASSENGER TICKET.

5 (2) Any change ~~of any such~~ MADE TO A RAILROAD PASSENGER
6 TICKET OR BUS PASSENGER ticket, ~~made or issued by any railroad~~
7 ~~company or companies,~~ if made with intent to injure or defraud,
8 whether made by writing, printing, stamping, punching, oblitera-
9 tion, or otherwise, ~~shall be deemed~~ IS CONSIDERED an alteration
10 within the meaning of ~~this section~~ SUBSECTION (1).

11 (3) ~~Any~~ A person ~~who~~ shall NOT sell, ~~or~~ offer to sell,
12 or ~~who shall~~ have in his OR HER possession with intent to sell
13 ~~, any such~~ A false, forged, altered, or counterfeit railroad
14 passenger ticket OR BUS PASSENGER TICKET knowing the ~~same~~
15 TICKET to be false, forged, altered, or counterfeit. ~~, shall be~~
16 ~~guilty of a felony.~~

17 (4) A PERSON WHO VIOLATES SUBSECTION (1) OR (3) IS GUILTY OF
18 A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR
19 A FINE OF NOT MORE THAN \$2,000.00, OR BOTH.

20 (5) ~~The words "railroad"~~ AS USED IN THIS SECTION:

21 (A) "BUS" MEANS THAT TERM AS DEFINED IN SECTION 4B OF THE
22 MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.4B.

23 (B) "BUS PASSENGER TICKET" MEANS ANY TICKET, CARD, PASS,
24 CERTIFICATE, OR PAPER, WHETHER FULLY PREPARED FOR USE, NOT FULLY
25 PREPARED FOR USE, OR PREVIOUSLY USED, THAT PROVIDES OR IS
26 INTENDED TO PROVIDE FOR THE CARRIAGE OR TRANSPORTATION OF A
27 PERSON OR PERSONS UPON A BUS.

1 (C) "RAILROAD passenger ticket" ~~or tickets", as used in~~
2 ~~this section, shall be construed to embrace~~ MEANS any ticket,
3 card, pass, certificate, or paper providing ~~—~~ or intended to
4 provide for the carriage or transportation of ~~any~~ A person or
5 persons upon ~~any~~ A railroad, ~~and shall include not only tick-~~
6 ~~ets of any railroad company~~ WHETHER THE TICKET IS fully prepared
7 for use ~~—, but those not fully prepared for use, and all others~~
8 ~~which have~~ OR NOT OR HAS been ~~once~~ PREVIOUSLY used.

9 (6) At the trial of ~~any~~ A case arising under this section
10 REGARDING A RAILROAD PASSENGER TICKET, it ~~shall be~~ IS suffi-
11 cient prima facie proof of the existence of any railroad company
12 named in the information or indictment to show that ~~such~~ THE
13 company was doing business as a railroad company at the time
14 named in the information or indictment.